

1 Shelia Caison
2 6804 East Second, Street #7
3 Scottsdale, Arizona, 85251
4 480-990-1138
5 Plaintiff in Pro Se

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JUL 11 2013	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY	P DEPUTY

6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

8 Shelia Caison,
9 Plaintiff

Case No:

10 vs.

COMPLAINT

11 Devereux Foundation

CV-13-1390-PHX-ROS

12
13 **Jurisdiction**

14 1. This court has federal-question jurisdiction under 28 U.S.C. &
15 1331.

16 2. The District Courts have jurisdiction of all civil actions
17 arising under the Constitution, laws, or treaties of the
18 United States.

19 **Complaint**

20 3. This court has jurisdiction under 28 U.S.C. & 1331. Federal
21 question jurisdiction arises pursuant to 42 U.S.C. & 1983. Civil
22 action for deprivations of rights.

23 4. Plaintiff Shelia Caison resides at 6804 E. Second Street,
24 Scottsdale, AZ 85251.

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26 5. Defendant Devereux Foundation resides at 1100 North Scottsdale
27 Road, Suite 260 Scottsdale, AZ 85254.

Case No:

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3 6. Devereux Foundation violated plaintiff's Constitutional rights,
4 Privileges and immunities secured by the Constitution of the
5 United States. By trying to force plaintiff to work in an unsafe
6 and dangerous working environment. Knowing that plaintiff has
7 medical documentation from an Orthopedic Adult Reconstructive
8 Surgeon, that after two knee surgeries plaintiff can no longer
9 participate or physically help in any restraints required of
10 plaintiff's job responsibilities.

11 7. Devereux Foundation violated the Americans with Disabilities
12 Act of 1990. By not providing Reasonable Accommodations to
13 Plaintiff a qualified employee of thirteen years, after being
14 injured on the job in a compensable industrial accident.

15 8. Devereux Foundation willfully and intentionally inflicted
16 severe emotional distress on plaintiff. Defendant acted without
17 reasonable caution when trying to force plaintiff to work in an
18 unsafe and dangerous working environment. The defendant failed
19 to act with the prudence that a reasonable person would exercise
20 under the same circumstances. The defendant continued to
21 inflict emotional stress on plaintiff by having Human Resource
22 Director, Michelle Marion call plaintiff speaking in a sarcastic
23 manner taunting plaintiff, by asking Plaintiff, " What are you
24 going to do now that you don't have your Workman Compensation
25 and we are not going to let you work light duty?"
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Case No:

9. Devereux Foundation caused plaintiff to suffer financial hardships by taking plaintiff off medical leave and placing plaintiff on administration leave. Plaintiff continues to suffer from her fall on the job. Plaintiff is unable to continue to work in her previous capacity. Because of the lingering results of that injury. Despite plaintiff's multiple requests to return to work in an administrative capacity, Devereux Foundation refused to provide either modified work conditions or to terminate plaintiff. Which has caused plaintiff to be without any income for several months, and plaintiff continues to suffer both physical pain and mental stress as plaintiff's financial burdens mount.

Demand

WHEREFORE, the plaintiff request:

10. Plaintiff has been an employee of Devereux Foundation for thirteen years and had planned on retiring in seven years with the Devereux Foundation with full benefits. Plaintiff has suffered from lost wages and the shortfall in plaintiff retirement savings because of plaintiff's unplanned and unanticipated separation from employment.
11. Compensatory damages, including general and special damages, According to proof.
12. Any further relief which the court may deem appropriate.

Dated: July 11, 2013

Shelia Caison

 Shelia Caison
 6804 E. Second Street #7
 480-990-1138